

BUREAU OF PROFESSIONAL STANDARDS
INTERNAL AFFAIRS DIVISION

22 December 2009
Log #1026793

TO: Commanding Officer
General Investigations Section
Internal Affairs Division

FROM: Police Officer Christopher TALIAFERRO #14979
General Investigations Section
Internal Affairs Division

SUBJECT: Approval of Complaint Log Investigation, #1026793

The attached Complaint Log Investigation has been completed and is submitted for your approval.

2 - Unique identifiers

P. O. Christopher TALIAFERRO #14979
General Investigations Section
Internal Affairs Division

APPROVED:

2 - Unique identifiers

#2503

Supervising Sergeant //
General Investigations Section
Internal Affairs Division

2 - Unique identifiers

FEB 24 93
24 DEC 09

for Commanding Officer
General Investigations Section
Internal Affairs Division

SUMMARY REPORT DIGEST
CHICAGO POLICE DEPARTMENT

LOG NO

1026793

TYPE

CR

DATE OF REPORT

22-DEC-2009

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS
ATTENTION: CHIEF, INTERNAL AFFAIRS DIVISION

| FROM - INVESTIGATOR'S NAME | RANK | STAR NO | EMPLOYEE NO | UNIT ASSIGNED | UNIT DETAILED |
|----------------------------|------|---------|--------------|---------------|---------------|
| TALIAFERRO, CHRISTOPH | 9161 | 14979 | 1 - Perso... | 121 | |

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 15... W. 51ST ST, CHICAGO, IL 60609 DATE / TIME: 14-MAY-2009 10:05 BEAT: 932

ACCUSED

| NAME | RANK | STAR NO | EMP NO | UNIT ASSIGNED | UNIT DETAILED | SEX/RACE | DOB | APPOINTED DATE | ON DUTY ? | SWORN ? |
|-------------------|------|---------|-------------|------------------|------------------|----------|----------|-------------------|--------------|------------|
| HUERTAS, CARLOS M | 9161 | 19394 | 2 - Un... | 015 | 189 | M / S | SEP-1974 | 27-JUL-1998 | YES | YES |
| ECTOR, MELVIN L | 9161 | 5083 | 1 - Pers... | 021 | 189 | M / BLK | JAN-1966 | 31-MAY-1994 | YES | YES |

REPORTING PARTY

| NAME | ADDRESS* | CITY STATE | TELEPHONE | SEX / RACE | DOB / AGE |
|-------------------|-----------------------------|------------|-----------|------------|-------------------|
| 1 - Personal info | P.O. BOX 809002 CHICAGO, IL | | | M / BLK | 1 - AUG-1958 / 51 |

VICTIMS

| NAME | ADDRESS* | CITY STATE | TELEPHONE | SEX / RACE | DOB / AGE |
|-------------------|-----------------------------|------------|-----------|------------|-------------------|
| 1 - Personal info | P.O. BOX 809002 CHICAGO, IL | | | M / BLK | 1 - AUG-1958 / 51 |

WITNESSES

| NAME | ADDRESS* | CITY STATE | TELEPHONE | SEX / RACE | DOB / AGE |
|------|----------|------------|-----------|------------|-----------|
| | | | | | |

* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

NOTE: Complaint Log "Type" is classified CR - sworn affidavit on file.

The complainant, 1 - Per.2 - Unique ... alleges that on 14 May 2009, at approximately 1100 hours, at 15... W. 51st Street, the accused officers:

- (1) Planted drugs on 1 - Person...;
- (2) Falsefully arrested 1 - Person... after planting drugs on him; and
- (3) Deceptively used 1 - Person... to assist the accused officers in the undercover purchase of a controlled substance.

SUMMARY

See Attached Report

ATTACHMENTS

| INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER | INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER: | PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS: | TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE: |
|--|--|---|---|
| 8, 9, 10 | 12, 14 | 0 | 15 |

FINDINGS - RECOMMENDATIONS

See Attached Report

DATE INITIATED
(Date Incident was received for investigation)

02-JUN-2009

DATE COMPLETED (Date of this report)

22-DEC-2009

ELAPSED TIME
(Total time expressed in days)

203

Investigator will Initiate the Command Channel Review form by
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

2 - Unique identifiers

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

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Page 1 of 2

Log #1026793

INVESTIGATION

On approximately 09 June 2009, the undersigned successfully contacted the complainant [1 - Person...], [1 - Personal Info] regarding this investigation. Because [1 - Personal Info] is an inmate at the Cook County Department of Corrections, the undersigned is unable to make telephonic contact. However, [1 - Personal Info] did provide the undersigned with a written statement, written on 10 September 2009, relating that he was on 51st Street, between Justine and Ashland when the accused officer, Police Officer Carlos M. HUERTAS #19394, approached [1 - Personal Info] and ordered [1 - Personal Info] to place his hands on their vehicle. [1 - Personal Info] further related that he was put in P.O. HUERTAS' vehicle and subsequently arrested for possession of a controlled substance. [1 - Personal Info] reported that he was never at the location 53[1 - Personal Info] S. Laflin, the location where the accused stated that [1 - Personal Info] was arrested (Attachment #8). [1 - Personal Info] further reported in an additional written report that the accused officer Police Officer Melvin L. ECTOR #5083, prior to his arrest by P.O. HUERTAS, approached [1 - Personal Info] at 51st Street, between Justine and Ashland, and asked [1 - Personal Info] where some crack was. When [1 - Personal Info] informed P.O. ECTOR that he did not know where any crack was, P.O. ECTOR left the scene but returned approximately six minutes later and stated that he had found where some crack was. [1 - Personal Info] related that P.O. ECTOR then placed him in P.O. ECTOR'S police vehicle and drove [1 - Personal Info] to a location to assist P.O. ECTOR in the undercover purchase of narcotics. [1 - Personal Info] related that he assisted P.O. ECTOR in the purchase of the narcotics and P.O. ECTOR returned him to his previous location on 51st Street. P.O. ECTOR then left the scene. [1 - Personal Info] related that it was then that P.O. HUERTAS arrived on the scene and arrested [1 - Personal Info] for possession of a controlled substance (Attachment #8).

The undersigned received written To/From Reports from the accused officers. P.O. ECTOR related that he approached [1 - Personal Info] and at 15[1 - Personal Info] W. 51st Street, where [1 - Personal Info] asked P.O. ECTOR if he needed some "squares" (cigarettes). P.O. ECTOR reported that he informed [1 - Personal Info] that he was looking to "cop" some rocks. P.O. ECTOR then reported that [1 - Personal Info] offered to take P.O. ECTOR to a location to purchase drugs, to which P.O. ECTOR complied. P.O. ECTOR reported that he took [1 - Personal Info] to 54[1 - Personal Info] S. Laflin Street, where [1 - Personal Info] asked P.O. ECTOR for \$30.00 to purchase the drugs. P.O. ECTOR reported that [1 - Personal Info] then went into the alley, returned with the drugs and tendered them to P.O. ECTOR. P.O. ECTOR then arrested [1 - Personal Info]. P.O. ECTOR denies falsely arresting [1 - Personal Info] by planting drugs on him and further denies paying [1 - Personal Info] to assist him in a narcotics transaction (Attachment #14).

Although P.O. HUERTAS is recorded on the arrest report as the first arresting officer, P.O. HUERTAS reported that he did not arrest [1 - Personal Info], and that the enforcement team arrested [1 - Personal Info]. P.O. HUERTAS denies encountering [1 - Personal Info] on 14 May 2009, paying WILKINS \$5.00 to assist in the undercover purchase of narcotics, planting drugs on [1 - Personal Info] or falsely arresting [1 - Personal Info] (Attachment #12).

Based upon the statements provided by [1 - Personal Info] and the accused officers, and absent any further objective evidence, the undersigned is unable to determine the validity of

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any further objective evidence, the undersigned is unable to determine the validity of
2 - Unique Identifiers allegations and thus closed this investigation as not sustained.

FINDINGS**Accused Officers:****Police Officer Carlos M. HUERTAS #19394, Detail to Unit 189**

Allegation #1: Not Sustained

Allegation #2: Not Sustained

Allegation #3: Not Sustained

Recommendation: No disciplinary action warranted

Police Officer, Melvin L. ECTOR #5083, Detail to Unit 189

Allegation #1: Not Sustained

Allegation #2: Not Sustained

Allegation #3: Not Sustained

Recommendation: No disciplinary action warranted

2 - Unique identifiers

Police Officer Christopher TALIAFERRO #14979
Internal Affairs Division
General Investigation Section

Attachments

| No. | Type | No. of Pages | Narrative |
|-----|--|--------------|--|
| 1 | FACE SHEET | | |
| 2 | CONFLICT CERTIFICATION | | |
| 3 | SWORN AFFIDAVIT FROM COMPLAINANT | 1 | |
| 4 | REPORT (OTHER) | 2 | LETTER FROM COMPLAINANT |
| 5 | ARREST REPORT | 5 | |
| 6 | ATTEMPT TO CONTACT | 2 | |
| 7 | ATTEMPT TO CONTACT | 1 | Certified Mail/Domestic Return Receipts |
| 8 | HANDWRITTEN STATEMENT | 5 | |
| 9 | HANDWRITTEN STATEMENT | 1 | |
| 10 | HANDWRITTEN STATEMENT | 2 | |
| 11 | ACCUSED NOTIFICATION OF ALLEGATIONS FOR HUERTAS, CARLOS | | |
| 12 | ACCUSED REPORT | 1 | P.O. HUERTAS |
| 13 | ACCUSED NOTIFICATION OF ALLEGATIONS FOR ECTOR, MELVIN | | |
| 14 | ACCUSED REPORT | 1 | P.O. ECTOR |
| 15 | ARREST HISTORY | 14 | |